

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

RICK DEES

Case No. C-1-02-457

Plaintiff,

(Judge Bertelsman)

vs.

**KENWOOD DEALER GROUP, INC.
and
KINGS DODGE, INC.**

**DEFENDANTS' MOTION TO
CONTINUE DECEMBER 28, 2004
FORMAL PRE-TRIAL CONFERENCE**

Defendants.

Defendants Kenwood Dealer Group, Inc., at al. hereby move this Court to continue the Formal Pre-trial Conference which has been set for December 28, 2004. The grounds for this motion are set forth in the accompanying memorandum.

Respectfully submitted,

s/Curtis L. Cornett

Curtis L. Cornett (0062116)

Cors & Bassett, LLC

537 E. Pete Rose Way, Suite 400

Cincinnati, Ohio 45202

(513) 852-8226

Trial Attorney for Defendants

MEMORANDUM IN SUPPORT OF MOTION

Defendants' counsel will be out of the country on vacation from December 23, 2004 through December 31, 2004. This vacation has been planned for months, long before the Formal Pre-trial Conference was scheduled. Defendants' counsel will therefore be unavailable to participate in the Formal Pre-trial Conference scheduled in this matter for December 28, 2004 and defendants respectfully request a continuance of this Pre-trial Conference until early January, 2005.

Respectfully submitted,

s/Curtis L. Cornett
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CERTIFICATE OF SERVICE

I hereby certify that on November 1, 2004, a copy of the foregoing was electronically filed with the Clerk of Court using the CM/ECF system which will send notification of such filing to Paul H. Tobias, Esq., attorney for plaintiff Tobias, Kraus & Torchia, 911 Mercantile Library Building, 414 Walnut Street, Cincinnati, Ohio 45202.

s/Curtis L. Cornett
Curtis L. Cornett